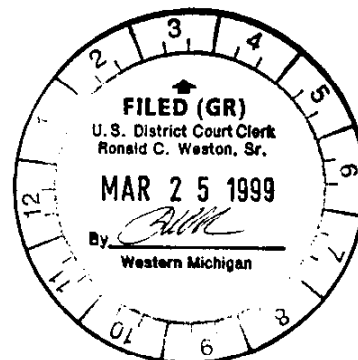


UNITED STATES OF AMERICA  
UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION



In Re: AMENDMENTS TO LOCAL )  
RULES OF PRACTICE )  
AND PROCEDURE )

Administrative Order  
No. 99-022

At the request of the Federal Defender for this district, the Court has reviewed its requirements for the filing of memoranda and motions in connection with sentencing. The Court has determined that such filings should come after submission to the Court of the final Presentence Investigation Report. Accordingly, IT IS ORDERED as follows:

Local Criminal Rule 32.2(h) is hereby amended to read in its entirety as follows:


- (h) Motions for downward departure; sentencing memoranda - Not less than five (5) calendar days before the date set for sentencing, the government shall file any motions for a downward departure pursuant to U.S.S.G. § 5K1.1. All sentencing memoranda shall be filed by the same date. A copy of the motion and sentencing memoranda, if any, shall be provided to the probation officer.

Because this amendment is procedural only and does not appear controversial, it shall take effect immediately upon the date of this Administrative Order. The Clerk shall post a copy of this Administrative Order at each of the Court's divisional offices, and the public shall be entitled to comment upon these amendments for sixty days after the effective date. See 28 U.S.C. § 2071(a). If public comments are received, the court will consider them and may make further amendments in response thereto.

The Clerk shall forthwith furnish a copy of this order to the Judicial Conference of the Sixth Circuit, the Administrative Office of the U.S. Courts, the Michigan State Bar Association, the U.S. Attorney for the Western District of Michigan, and the Local Rules Advisory Committee for the Western District of Michigan.

FOR THE COURT:

Dated: March 25, 1999

  
Richard A. Enslen, Chief Judge